

**Express Mail No. ER 953587741 US**  
Docket No. K21516USWO (C038435/0188255)

10/537452  
JC17 R d PCT/PTO 03 JUN 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE ACTING AS  
DESIGNATED/ELECTED OFFICE (DO/EO/US) UNDER THE PATENT  
COOPERATION TREATY CONCERNING A FILING UNDER 35 U.S.C. §371

*In re* Application of: )  
Luca BARELLA *et al.* )  
Based on Int'l Application No.: PCT/EP2003/013665 ) Examiner: Not yet assigned  
International Filing Date: 4 December 2003 ) Art Unit: Not yet assigned  
Filed: Herewith )  
For: **NOVEL USE OF LYCOPENE** )

New York, NY  
June 3, 2005

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants wish to make of record the following documents (clean copies and a Form PTO-1449 listing the documents are enclosed). The following documents were cited in the International Search Report, mailed April 29, 2004 in the International application corresponding to the above-captioned case.

**U.S. PATENT DOCUMENTS**

	<b><u>Document No.</u></b>	<b><u>Date</u></b>
A1	US 2002/0001632 A1	1/3/2002
A2	US 2002/0155163 A1	10/24/2002

**FOREIGN PATENT DOCUMENTS**

	<b><u>Document No.</u></b>	<b><u>Date</u></b>	<b><u>Country</u></b>
B1	WO 01/22958 A2	4/5/2001	PCT
B2	WO 02/058683 A2	8/1/2002	PCT
B3	DE 101 09 798 A1	9/12/2002	Germany
B4	EP 1 314 438 A1	5/28/2003	Europe

**OTHER DOCUMENTS**

- C1 Paran, E. and Engelhard, Y., "Effect of Tomato's Lycopene On Blood Pressure, Serum Lipoproteins, Plasma Homocysteine And Oxidative Stress Markers In Grade I Hypertensive Patients," American Journal of Hypertension, vol. 14, no. 4, part 2 (2001).

The Examiner's independent consideration of all of these documents and their relevance before issuance of the first official action is respectfully requested. The Examiner is also requested to initial and return a copy of the accompanying form PTO-1449 to evidence such consideration.


Copies of the International Search Report and International Preliminary Examination Report are included herewith. All documents cited in these reports are identified herein and copies of all documents other than the U.S. Patent Documents are provided. See MPEP § 609(III)(A)(2)(A) (8<sup>th</sup> Ed., Rev. 2, May 2004, p. 600-128); see also 1276 OG 55 (August 5, 2003) (Waiving the requirement under Rule 98(a)(2)(1) to

provide a copy of each cited U.S. patent document for any application filed after June 30, 2003.).

This Information Disclosure Statement is being filed in accordance with the provisions under 37 C.F.R. §1.97(b)(2), within three months of the date of entry of the national stage of the international application. Accordingly, no fee is believed to be due. If, however, a fee is due, please charge the same to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

If the Examiner has any questions regarding this paper, please contact the undersigned attorney.

Respectfully submitted,

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Form PTO-1449 (Rev. )	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. K21516USWO (C038435/0188255)	INTERNATIONAL APPL. NO. <b>10,937,452</b> PCT/EP2003/013665
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use several sheets if necessary)		APPLICANT Luca BARELLA <i>et al.</i>	
		INTERNATIONAL FILING DATE December 4, 2003	GROUP Not yet assigned

## U.S. PATENT DOCUMENTS

Examiner Initial	Cite No.	U.S. Patent Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	A1	2002/0001632 A1	1/3/2002	Revel			
	A2	2002/0155163 A1	10/24/2002	Benjamin <i>et al.</i>			

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	B1	WO 01/22958 A2	4/5/2001	PCT				
	B2	WO 02/058683 A2	8/1/2002	PCT				
	B3	DE 101 09 798 A1	9/12/2002	Germany				X
	B4	EP 1 314 438 A1	5/28/2003	Europe				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

C1	Paran, E. and Engelhard, Y., "Effect of Tomato's Lycopene On Blood Pressure, Serum Lipoproteins, Plasma Homocysteine And Oxidative Stress Markers In Grade I Hypertensive Patients," <u>American Journal of Hypertension</u> , vol. 14, no. 4, part 2 (2001).

EXAMINER	DATE CONSIDERED
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Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.